FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1250 OF 2002

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

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Mr.K.B.Sonwalkar for the applicant.

Mr.A.S.Shitole, APP for the State.

Coram : R.S.Mohite,J

Date : 23.01.2006.

PC

1. This is an application for leave to appeal. The impugned judgment and order is passed by the JMFC, Phaltan on 7.2.2002 acquitting the accused for offences punishable under sections 324, 323 r/w 34 of IPC. On perusal of the judgment and order, I find that the same has been passed on cogent and acceptable reasons. Though it was a case of assault the petitioner who was a private complainant did not examine the Medical officer and in

the result accused were deprived of opportunity of cross-examination. The complaint is also filed after a delay of about 1 & 1/2 months. In the circumstances, the view taken is a possible view. Hence, leave is refused and consequently, appeal to stand dismissed.

(R.S.Mohite,J)